

Attachment G

Certification of Indiana's Emissions
Reporting Rule, 326 IAC 2-6, for the 2008
8-Hour Ozone National Ambient Air Quality
Standards (NAAQS)

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Indiana's Emissions Reporting Rule

This submittal is intended to fulfill the annual emissions statement State Implementation Plan (SIP) requirement under Section 182(a)(3)(B) of the Clean Air Act (CAA) for the 2008 8-hour ozone National Ambient Air Quality Standard (NAAQS).

Under Section 182(a)(3)(B) of the CAA, states must submit state implementation plan (SIP) revisions for nonattainment areas classified as Marginal and above requiring that the owner or operator of each stationary source of oxides of nitrogen (NO_x) or volatile organic compounds (VOCs) "provide the State with a statement, in such form as the Administrator may prescribe (or accept an equivalent alternative developed by the State), for classes or categories of sources, showing the actual emissions of oxides of nitrogen and volatile organic compounds from that source. The first such statement shall be submitted within 3 years after November 15, 1990. Subsequent statements shall be submitted at least every year thereafter. The statement shall contain a certification that the information contained in the statement is accurate to the best knowledge of the individual certifying the statement."¹

Under Section 107(d)(1)(B) of the CAA, on August 23, 2019, effective September 23, 2019 (84 FR 44238) United States Environmental Protection Agency (U.S. EPA) reclassified Lake and Porter counties as serious nonattainment for the 2008 8-hour ozone NAAQS as a portion of the Chicago-Gary-Lake County, Illinois-Indiana (IL-IN) nonattainment area (40 Code of Federal Regulation 81.315). Under Section 182(a)(3)(B) of the CAA, and as a prerequisite for redesignation of a nonattainment area to attainment, each state with an ozone nonattainment area is required to revise its SIP with an annual emissions statement. This statement is to include a requirement that the owner or operator of each stationary source of NO_x or VOCs provide the state with a statement showing actual emissions of NO_x and VOCs from the source.

Indiana has a long-standing Emissions Reporting Rule at 326 Indiana Administrative Code (IAC) 2-6. U.S. EPA initially determined that 326 IAC 2-6 satisfied CAA requirements and approved it into Indiana's SIP (59 FR 29953, June 10, 1994). Since then, Indiana has continued to satisfy CAA Section 182(a)(3)(B) requirements by appropriately applying 326 IAC 2-6 to affected ozone nonattainment areas.

Indiana's current Emissions Reporting Rule, 326 IAC 2-6, requires sources located in Lake and Porter counties that emit either NO_x or VOCs equal to or greater than 25 tons per year to annually report their actual emissions to the Indiana Department of Environmental Management (IDEM). As such, the current Emissions Reporting Rule, 326 IAC 2-6 satisfies Indiana's obligation under Section 182(a)(3)(B) of the CAA for Lake and Porter counties classified as serious under the 2008 8-hour ozone NAAQS.

¹ <https://www.govinfo.gov/content/pkg/USCODE-2013-title42/html/USCODE-2013-title42-chap85-subchapl-partD-subpart2-sec7511a.htm>.

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